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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/718,770	11/22/2000	R. Terry Dunlay	97, 022-F3	5398
20306	7590	11/19/2007		
MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP			EXAMINER	
300 S. WACKER DRIVE			SMITH, CAROLYN L	
32ND FLOOR			ART UNIT	PAPER NUMBER
CHICAGO, IL 60606			1631	
			MAIL DATE	DELIVERY MODE
			11/19/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09718770	11/22/00	DUNLAY ET AL.	97, 022-F3

MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
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CHICAGO, IL 60606

**EXAMINER**

Carolyn L. Smith

ART UNIT	PAPER
1631	20071031a

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The information disclosure statement filed 6/26/07 fails to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP § 609 because it has not been filed before the mailing date of an application that closes prosecution of the application. It has been placed in the application file, but the information referred to therein has not been considered as to the merits. Applicant is advised that the date of any re-submission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the statement, including all certification requirements for statements under 37 CFR 1.97(e). See MPEP § 609.05(a).


Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1989). The Fax Center number is (571) 273-8300.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Carolyn Smith, whose telephone number is (571) 272-0721. The examiner can normally be reached Monday through Thursday from 8 A.M. to 6:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marjorie Moran, can be reached on (571) 272-0720.

Carolyn Smith  
October 31, 2007  
09/718770

Attachment: information disclosure statement (1 page, filed 6/26/07)

  
Carolyn L. Smith  
Primary Examiner  
Art Unit: 1631  
10/31/07